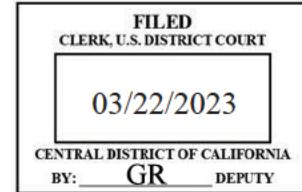


CLINTON BROWN, Pro Se  
16821 Edgar Street  
Pacific Palisades, CA 90272  
clinton@atlasinc.solar  
310-487-6453



Note: The Clerk must not refuse to file a paper solely because it is not in the form prescribed by these rules or by a local rule or practice. *Fed. R. Civ. P. 5(d)(4)*

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

CLINTON BROWN,  
Plaintiff,  
vs.  
CLARK R. TAYLOR, AICP, THE  
LOS ANGELES COUNTY  
DEPARTMENT OF REGIONAL  
PLANNING,  
Defendant.

CASE NO. 2:22-cv-09203-MEMF-KS  
**Motion for Deposit and Distribution**  
**Judge:** Honorable Maame Ewusi-Mensah Frimpong  
**Magistrate Judge:** Karen L. Stevenson  
**Action Filed:** 12/17/2022  
**Action Due:** 01/12/2023

**MOTION FOR DEPOSIT AND DISTRIBUTION**

**NOTICE TO THE COURT**, pursuant to *F.R.C.P. 71.1(j)(1)*, a deposit must be made as a condition for the exercise of a Taking, and the distribution of such deposit must be disbursed expeditiously. If there is a deficiency or overpayment, *F.R.C.P. 71.1(j)(2)* provides relief for both Plaintiff and Defendant via the Court. Compensation is required from the date of the Taking until the Taking is rectified.<sup>1</sup> Interest is an absolute part of Just Compensation, as mandated by both statute and the Constitution. In this Fifth Amendment inverse condemnation Taking, the

<sup>1</sup> The Federalist No. 84, (1788).

burden to recover Just Compensation is inverted from the government to the Plaintiff. And, although, equitable remedies are just remedies under the Self-Executing Takings Clause, “A bank robber might give the loot back, but he still robbed the bank.” *Knick v. Twp. of Scott*, 139 S. Ct. 2162 (2019).

Inverse condemnation under Section 1983 is a legal remedy, and whether a person has suffered deprivation of all economically viable use of the property, is a factual question. A request for prejudgment interest is for the trial court, and not the jury, as the right to Compensation rests upon the Fifth Amendment.

### **Just Compensation**

In 2020, a new regulatory framework was introduced, enabling utility companies to enter into power purchase agreement contracts with generating facilities of 20MW or less for terms up to 12 years.<sup>2</sup> This innovative approach offers a cost-effective solution for smaller facilities to compete with larger ones, which typically have power purchase agreement contracts spanning 25 years or more. The expenses and revenue of a 20MW solar project can be reliably estimated using government data.<sup>3</sup> The date of the Taking is undisputable and affirmed by the Defendant. On October 12, 2021, the Defendant effectively rendered the property worthless by denying the application, without any possibility of appeal. Despite this, property taxes remain due.<sup>4</sup>

**THEREFORE**, Plaintiff respectfully requests that the Court direct the Defendant to deposit prejudgment interest, as mandated by statute and the Constitution, with the Court. Furthermore, the Plaintiff requests to withdraw the amount, according to the facts. *40 U.S.C. § 3116(a)(2)*.

---

<sup>2</sup> Cal. Pub. Utils. Comm'n, Qualifying Facility & CHP Procurement Options, <https://www.cpuc.ca.gov/industries-and-topics/electrical-energy/electric-power-procurement/qualifying-facility--and-combined-heat-and-power-procurement-options>

<sup>3</sup> NREL, 2021 Annual Technology Baseline, Utility-Scale PV, [https://atb.nrel.gov/electricity/2021/utility-scale\\_pv#7YHPYQX2](https://atb.nrel.gov/electricity/2021/utility-scale_pv#7YHPYQX2)

<sup>4</sup> Ex. 1 (1990-2023 Tax Rolls, 1990 assessed value of \$8,376,250, \$535,727, respectively).

“I declare (or certify, verify, or state) under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.”



Clinton Brown

03/22/2023

## ▼ Summary

**AIN:** 2064-005-011 <sup>5</sup>**Situs Address:**

Use Type: Vacant Land  
 Parcel Type: Regular Fee Parcel  
 Tax Rate Area: 01756

Parcel Status: ACTIVE  
 Create Date: 12/23/1987  
 Delete Date:  
 Tax Status: DELINQUENT  
 Year Defaulted: 2021  
 Exemption: None

**Building & Land Overview**

Use Code: 010V  
 Design Type:  
 Quality Class:

# of Units:  
 Beds/Baths: /  
 Building SqFt: 0

Year Built:  
 Effective Year:  
 Land SqFt:



(<https://maps.assessor.lacounty.gov/GeoCortex/Essentials/PAIS/REST/sites/PAIS/VirtualDirectory/AssessorMaps/ViewMap.html?val=2064-005>) / Map Index

(<https://maps.assessor.lacounty.gov/GeoCortex/Essentials/PAIS/REST/sites/PAIS/VirtualDirectory/AssessorMaps/ViewMap.html?val=2064-NDX>)

2023 Roll Preparation		2022 Current Roll	RC	Year	2021 Base Value	
\$	279,867	\$ 274,380	T	2021	\$	269,000
\$	0	\$ 0	T	2021	\$	0
\$	279,867	\$ 274,380			\$	269,000

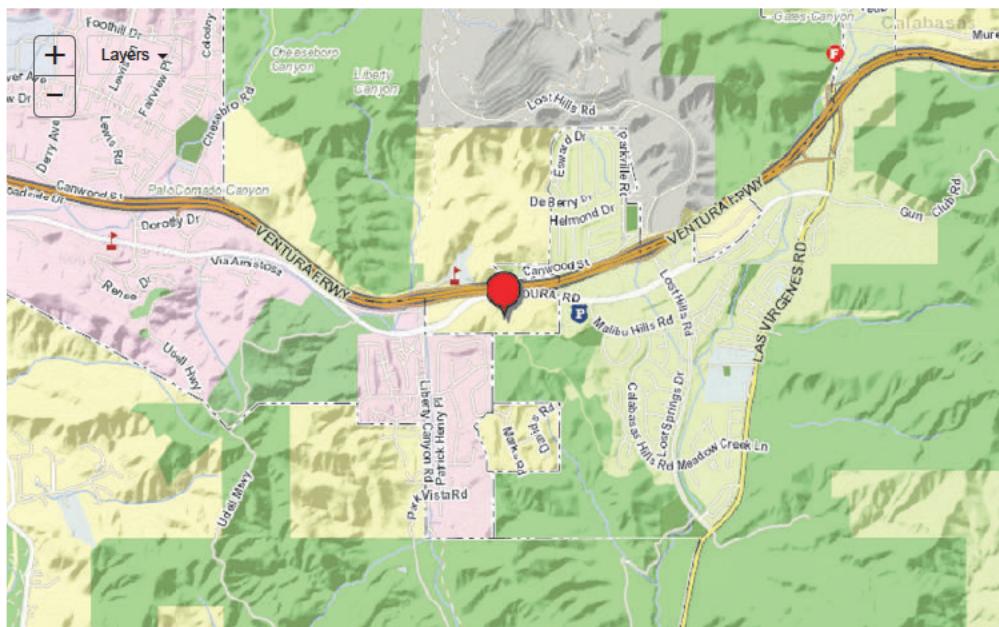
**Assessor's Responsible Division**

District: North District Office  
 Region: 02  
 Cluster: 02187 AGOURA(MALIBU)

North District Office (<https://maps.google.com/?q=13800+Balboa+Blvd.+Sylmar%2C+CA+91342>)

13800 Balboa Blvd.  
 Sylmar, CA 91342

Phone: (818) 833-6000  
 Toll Free: 1 (888) 807-2111  
 M-F 7:30 am to 5:00 pm



## Building and Land Characteristics

### Land Information

Use Code = 010V (Vacant Land)

Total SqFt (GIS): 0

Total SqFt (PDB):

Usable SqFt: 0

Acres: 27

Land W' x D': 0 x 0

Sewers: Yes

Flight Path: No

X-Traffic: No

Freeway: Yes

Corner Lot: Yes

Golf Front: No

Horse Lot: No

View: None

Zoning: (Refer Issuing Agency)

Code Split: No

Impairment: None

### Situs Address:

Legal Description (for assessment purposes):

TR=33128 LOT 0003

Use Code: 010V (Vacant Land)

0 = Residential

1 = Single Family Residence

0 = Unused or Unknown Code (No Meaning)

V = Vacant Land

**Building Information****SUBPART:**

Design Type:

Quality Class:

# of Units:

Beds/Baths: /

Building SqFt: 0

Year Built:

Effective Year:

Depreciation: //

RCN Other: \$ 0

RCN Other Trended \$ 0

Year Change:

## Design Type:

=

=

=

=

**SUMMARY:** *Total*

# of Units: 0

Beds/Baths: 0/0

Building SqFt: 0

Avg SqFt/Unit:

**Events History** Show Re-Assessable Only: 

Recording Date	Seq. #	Re-Assessed	# Parcels	%	Ver. Code	DTT Sale Price	Assessed Value
02/01/2022	50	Yes	2	15%-0	M	\$ 100,001	\$ 0
12/18/2020	50	Yes	2+	00%-0	M	\$ 0	\$ 269,000
10/06/2005	50	Yes	1	00%-0	K	\$ 375,003	\$ 375,000
05/24/1985	50	Yes	1	00%-0		\$ 0	\$ 8,376,250

**Assessment History**Show All:  Hide Inactive Rolls: 

Showing 1 to 51 of 51 entries.

Bill Number	Bill Type	Bill Status	Date to Auditor	Recording Date	Total Value	Land Value	Improvement Value
223-PSEG				02/01/2022	\$ 279,867	\$ 279,867	\$ 0
2220100	T		0	02/01/2022	\$	\$	\$
2220000	R	A	07/26/2022	12/18/2020	\$ 274,380	\$ 274,380	\$ 0
2210100	T		0	02/01/2022	\$	\$	\$
2210000	R	A	07/06/2021	12/18/2020	\$ 269,000	\$ 269,000	\$ 0
2200100	T	A	06/13/2021	12/18/2020	\$ 269,000	\$ 269,000	\$ 0
2200000	R	A	07/06/2020	10/06/2005	\$ 468,581	\$ 468,581	\$ 0
2190000	R	A	07/01/2019	10/06/2005	\$ 459,394	\$ 459,394	\$ 0
2180000	R	A	07/19/2018	10/06/2005	\$ 450,387	\$ 450,387	\$ 0
2170000	R	A	06/26/2017	10/06/2005	\$ 441,556	\$ 441,556	\$ 0
2160000	R	A	07/05/2016	10/06/2005	\$ 432,899	\$ 432,899	\$ 0
2150000	R	A	06/23/2015	10/06/2005	\$ 426,397	\$ 426,397	\$ 0
2140000	R	A	06/24/2014	10/06/2005	\$ 418,045	\$ 418,045	\$ 0
2130000	R	A	06/25/2013	10/06/2005	\$ 416,156	\$ 416,156	\$ 0
2120000	R	A	06/27/2012	10/06/2005	\$ 407,997	\$ 407,997	\$ 0
2110000	R	A	07/06/2011	10/06/2005	\$ 399,998	\$ 399,998	\$ 0

Bill Number	Bill Type	Bill Status	Date to Auditor	Recording Date	Total Value	Land Value	Improvement Value
2100000	R	A	07/22/2010	10/06/2005	\$ 397,009	\$ 397,009	\$ 0
2090000	R	A	06/11/2009	10/06/2005	\$ 397,953	\$ 397,953	\$ 0
2080000	R	A	06/12/2008	10/06/2005	\$ 390,150	\$ 390,150	\$ 0
2070000	R	A	06/14/2007	10/06/2005	\$ 382,500	\$ 382,500	\$ 0
2060000	R	A	06/22/2006	10/06/2005	\$ 375,000	\$ 375,000	\$ 0
2050100	T	A	01/01/2006	10/06/2005	\$ 375,000	\$ 375,000	\$ 0
2050000	R	A	06/24/2005	05/24/1985	\$ 600,000	\$ 600,000	\$ 0
2040001	C	A	05/15/2005	05/24/1985	\$ 600,000	\$ 600,000	\$ 0
2040000	R	I	06/26/2004	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
2030000	R	A	06/27/2003	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
2020000	R	A	07/05/2002	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
2010000	R	A	06/30/2001	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
2000000	R	A	07/13/2000	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1990000	R	A	07/16/1999	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1980000	R	A	07/14/1998	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1970000	R	A	07/19/1997	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1960000	R	A	08/03/1996	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1950000	R	A	07/29/1995	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1940002	C	A	04/02/1995	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1940001	C	I	08/16/1994	05/24/1985	\$ 9,656,361	\$ 9,656,361	\$ 0
1940000	R	I	07/31/1994	09/12/1991	\$ 9,656,361	\$ 9,656,361	\$ 0
1930003	C	A	04/02/1995	05/24/1985	\$ 4,763,720	\$ 4,763,720	\$ 0
1930002	C	I	08/16/1994	05/24/1985	\$ 9,467,021	\$ 9,467,021	\$ 0
1930001	C	I	04/10/1994	05/24/1985	\$ 9,467,021	\$ 9,467,021	\$ 0
1930000	R	I	07/31/1993	05/24/1985	\$ 9,467,021	\$ 9,467,021	\$ 0
1920002	C	A	08/16/1994	05/24/1985	\$ 9,281,394	\$ 9,281,394	\$ 0
1920001	C	I	04/10/1994	05/24/1985	\$ 9,281,394	\$ 9,281,394	\$ 0
1920000	R	I	07/29/1992	05/24/1985	\$ 9,281,394	\$ 9,281,394	\$ 0
1910000	R	A	07/26/1991	05/24/1985	\$ 9,099,406	\$ 9,099,406	\$ 0
1900000	R	A	08/15/1990	05/24/1985	\$ 8,920,987	\$ 8,920,987	\$ 0
1890000	R	A	08/04/1989	05/24/1985	\$ 8,746,066	\$ 8,746,066	\$ 0
1880001	C	A	10/29/1988	05/24/1985	\$ 8,574,575	\$ 8,574,575	\$ 0
1880000	R	I	08/23/1988	05/24/1985	\$ 8,543,775	\$ 8,543,775	\$ 0
1870100	N	A	10/29/1988	05/24/1985	\$ 8,407,050	\$ 8,407,050	\$ 0
1870000	W	W	06/20/1990	05/24/1985	\$ 8,376,250	\$ 8,376,250	\$ 0

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PDB Effective Date: 12/27/2022

[f \(https://facebook.com/LACAssessor\)](https://facebook.com/LACAssessor)[t \(https://www.twitter.com/LACASSSESSOR\)](https://www.twitter.com/LACASSSESSOR)[in \(https://www.linkedin.com/company/los-angeles-county-office-of-the-assessor\)](https://www.linkedin.com/company/los-angeles-county-office-of-the-assessor)[You Tube \(https://youtube.com/](https://youtube.com/)

❖ **Summary**

**AIN: 2064-005-015**

**Situs Address:**

Use Type: Vacant Land  
 Parcel Type: Regular Fee Parcel  
 Tax Rate Area: 04971

Parcel Status: ACTIVE  
 Create Date: 10/04/1989  
 Delete Date:  
 Tax Status: DELINQUENT  
 Year Defaulted: 2021  
 Exemption: None

**Building & Land Overview**

Use Code: 010V  
 Design Type:  
 Quality Class:

# of Units:  
 Beds/Baths: /  
 Building SqFt: 0

Year Built:  
 Effective Year:  
 Land SqFt:



(<https://maps.assessor.lacounty.gov/GeoCortex/Essentials/PAIS/REST/sites/PAIS/VirtualDirectory/AssessorMaps/ViewMap.html?val=2064-005>) / Map Index

Parcel Map (<https://maps.assessor.lacounty.gov/GeoCortex/Essentials/PAIS/REST/sites/PAIS/VirtualDirectory/AssessorMaps/ViewMap.html?val=2064-005>) / Map Index  
 (<https://maps.assessor.lacounty.gov/GeoCortex/Essentials/PAIS/REST/sites/PAIS/VirtualDirectory/AssessorMaps/ViewMap.html?val=2064-NDX>)

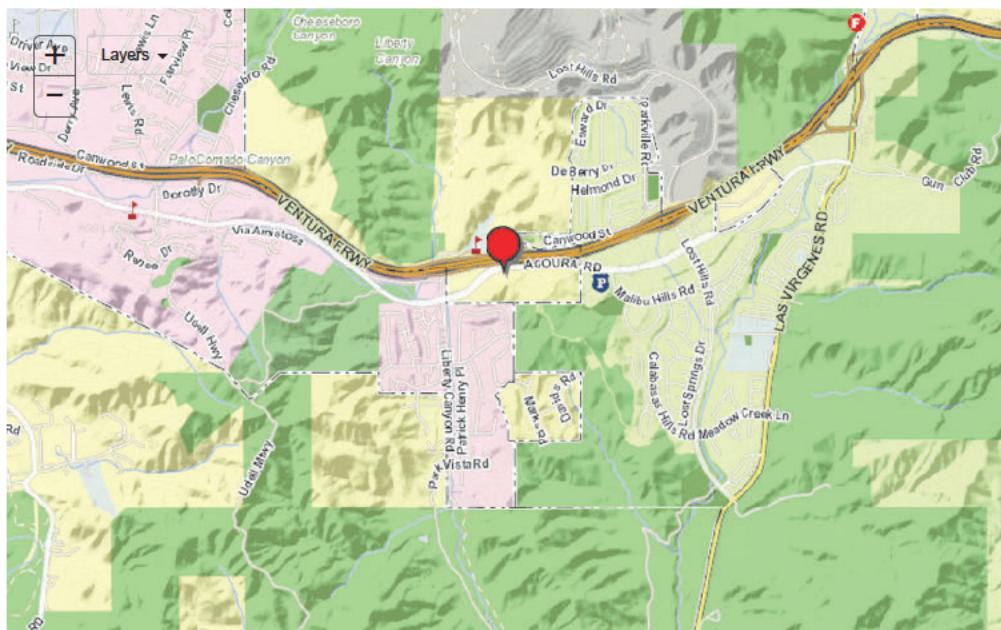
2023 Roll Preparation		2022 Current Roll	RC	Year	2021 Base Value	
\$	31,212	\$	30,600	T	2021	\$ 30,000
\$	0	\$	0	T	2021	\$ 0
\$	31,212	\$	30,600		\$	30,000

**Assessor's Responsible Division**

District: North District Office  
 Region: 02  
 Cluster: 02187 AGOURA(MALIBU)

North District Office (<https://maps.google.com/?q=13800+Balboa+Blvd.+Sylmar%2C+CA+91342>)   
 13800 Balboa Blvd.  
 Sylmar, CA 91342

Phone: (818) 833-6000  
 Toll Free: 1 (888) 807-2111  
 M-F 7:30 am to 5:00 pm



## Building and Land Characteristics

### Land Information

Use Code = 010V (Vacant Land)

Total SqFt (GIS): 0

Total SqFt (PDB):

Usable SqFt: 0

Acres:

Land W' x D': 0 x 0

Sewers:

Flight Path:

X-Traffic:

Freeway:

Corner Lot:

Golf Front:

Horse Lot:

View:

Zoning: (Refer Issuing Agency)

Code Split:

Impairment: None

Situs Address:

Legal Description (for assessment purposes):

FOR DESC SEE ASSESSOR'S MAPS POR OF SW 1/4 AND SE 1/4 SEC 25 T1N R18W

Use Code: 010V (Vacant Land)

0 = Residential

1 = Single Family Residence

0 = Unused or Unknown Code (No Meaning)

V = Vacant Land

**Building Information****SUBPART:**

Design Type:

Quality Class:

# of Units:

Beds/Baths: /

Building SqFt: 0

Year Built:

Effective Year:

Depreciation: //

RCN Other: \$ 0

RCN Other Trended \$ 0

Year Change:

## Design Type:

=

=

=

=

**SUMMARY:** *Total*

# of Units: 0

Beds/Baths: 0/0

Building SqFt: 0

Avg SqFt/Unit:

**Events History** Ownership ()  Parcel Change ()Show Re-Assessable Only: 

Recording Date	Seq. #	Re-Assessed	# Parcels	%	Ver. Code	DTT Sale Price	Assessed Value
02/01/2022	50	Yes	2	15%-0	M	\$ 100,001	\$ 0
12/18/2020	50	Yes	2+	00%-0	M	\$ 0	\$ 30,000
10/06/2005	50	Yes	1	00%-0	K	\$ 314,003	\$ 58,900
09/11/1987	50	Yes	1	00%-0		\$ 465,004	\$ 535,727

**Assessment History**Show All:  Hide Inactive Rolls: 

Showing 1 to 44 of 44 entries.

Bill Number	Bill Type	Bill Status	Date to Auditor	Recording Date	Total Value	Land Value	Improvement Value
223-PSEG				02/01/2022	\$ 31,212	\$ 31,212	\$ 0
2220100	T		0	02/01/2022	\$	\$	\$
2220000	R	A	07/26/2022	12/18/2020	\$ 30,600	\$ 30,600	\$ 0
2210100	T		0	02/01/2022	\$	\$	\$
2210000	R	A	07/06/2021	12/18/2020	\$ 30,000	\$ 30,000	\$ 0
2200100	T	A	06/13/2021	12/18/2020	\$ 30,000	\$ 30,000	\$ 0
2200000	R	A	07/06/2020	10/06/2005	\$ 73,590	\$ 73,590	\$ 0
2190000	R	A	07/01/2019	10/06/2005	\$ 72,148	\$ 72,148	\$ 0
2180000	R	A	07/19/2018	10/06/2005	\$ 70,734	\$ 70,734	\$ 0
2170000	R	A	06/26/2017	10/06/2005	\$ 69,348	\$ 69,348	\$ 0
2160000	R	A	07/05/2016	10/06/2005	\$ 67,989	\$ 67,989	\$ 0
2150000	R	A	06/23/2015	10/06/2005	\$ 66,968	\$ 66,968	\$ 0
2140000	R	A	06/24/2014	10/06/2005	\$ 65,657	\$ 65,657	\$ 0
2130000	R	A	06/25/2013	10/06/2005	\$ 65,361	\$ 65,361	\$ 0
2120000	R	A	06/27/2012	10/06/2005	\$ 64,080	\$ 64,080	\$ 0
2110000	R	A	07/06/2011	10/06/2005	\$ 62,824	\$ 62,824	\$ 0

Bill Number	Bill Type	Bill Status	Date to Auditor	Recording Date	Total Value	Land Value	Improvement Value
2100000	R	A	07/22/2010	10/06/2005	\$ 62,355	\$ 62,355	\$ 0
2090000	R	A	06/11/2009	10/06/2005	\$ 62,504	\$ 62,504	\$ 0
2080000	R	A	06/12/2008	10/06/2005	\$ 61,279	\$ 61,279	\$ 0
2070000	R	A	06/14/2007	10/06/2005	\$ 60,078	\$ 60,078	\$ 0
2060000	R	A	06/22/2006	10/06/2005	\$ 58,900	\$ 58,900	\$ 0
2050100	T	A	01/01/2006	10/06/2005	\$ 58,900	\$ 58,900	\$ 0
2050000	R	A	06/24/2005	09/11/1987	\$ 721,238	\$ 721,238	\$ 0
2040000	R	A	06/26/2004	09/11/1987	\$ 707,097	\$ 707,097	\$ 0
2030000	R	A	06/27/2003	09/11/1987	\$ 694,138	\$ 694,138	\$ 0
2020000	R	A	07/05/2002	09/11/1987	\$ 680,528	\$ 680,528	\$ 0
2010000	R	A	06/30/2001	09/11/1987	\$ 667,185	\$ 667,185	\$ 0
2000000	R	A	07/13/2000	09/11/1987	\$ 654,103	\$ 654,103	\$ 0
1990000	R	A	07/16/1999	09/11/1987	\$ 641,278	\$ 641,278	\$ 0
1980000	R	A	07/14/1998	09/11/1987	\$ 629,612	\$ 629,612	\$ 0
1970000	R	A	07/19/1997	09/11/1987	\$ 617,267	\$ 617,267	\$ 0
1960000	R	A	08/03/1996	09/11/1987	\$ 605,164	\$ 605,164	\$ 0
1950000	R	A	07/29/1995	09/11/1987	\$ 598,521	\$ 598,521	\$ 0
1940001	C	A	08/16/1994	09/11/1987	\$ 591,483	\$ 591,483	\$ 0
1940000	R	I	07/31/1994	09/12/1991	\$ 591,483	\$ 591,483	\$ 0
1930002	C	A	08/16/1994	09/11/1987	\$ 579,886	\$ 579,886	\$ 0
1930001	C	I	04/17/1994	09/11/1987	\$ 579,886	\$ 579,886	\$ 0
1930000	R	I	07/31/1993	09/11/1987	\$ 579,886	\$ 579,886	\$ 0
1920002	C	A	08/16/1994	09/11/1987	\$ 568,516	\$ 568,516	\$ 0
1920001	C	I	04/17/1994	09/11/1987	\$ 568,516	\$ 568,516	\$ 0
1920000	R	I	07/29/1992	09/11/1987	\$ 568,516	\$ 568,516	\$ 0
1910000	R	A	07/26/1991	09/11/1987	\$ 557,369	\$ 557,369	\$ 0
1900000	R	A	08/15/1990	09/11/1987	\$ 546,441	\$ 546,441	\$ 0
1890000	W	W	06/20/1990	09/11/1987	\$ 535,727	\$ 535,727	\$ 0

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PDB Effective Date: 12/27/2022

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